

DISTRICT COURT OF ARYLAND BALTIMORE COUNTY Document 4 Filed 10/23/09 Page 1 of 9 16 DC/CV1 (Rev. 10/2003)

## LOCATED AT (COURT ADDRESS)

120 E. Chesapeake Avenue  
Towson, MD 21286

CASE NO.

## PLAINTIFF:

FIA CARD SERVICES, N.A., f/k/a BANK OF AMERICA, N.A.  
275 S. Valencia Avenue,  
Brea CA 92823

Our File No. R47989

## DEFENDANT(S):

1 JASON OSTENDORF  
9210 Appleford Circle Apt#315  
Owings Mills MD 21117

Or serve at:

Serve by

- ☐
- Certified Mail
- 
- ☒
- Private Process
- 
- ☐
- Constable
- 
- ☐
- Sheriff

2

Serve by

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4

Serve by

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- ☐
- Private Process
- 
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- Constable
- 
- ☐
- Sheriff

For Plaintiff - Name, Address & Telephone No.  
Mitchell Rubenstein, MD#1245, D  
Rubenstein, Cogan & Revesman, P.C.  
12 South Summit Avenue, Suite 250  
Gaithersburg, Maryland 2087COMPLAINT ☐ \$5,000 or under ☐ over \$5,000 ☒ over \$10,000Clerk: Please docket this case in an action of ☐ contract ☐ tort ☐ replevin ☐ detinue.

The particulars of this case are:

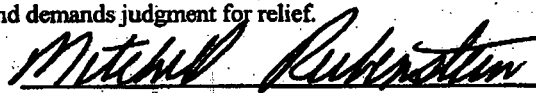
1. Plaintiff, through counsel sues the Defendant(s) for \$15,198.12, being the balance due and owing by Defendant(s) to Plaintiff for merchandise sold and delivered and/or services rendered and/or credit extended upon presentation by Defendant(s) to Plaintiff of a credit card issued by Plaintiff to Defendant(s).

2. Throughout the time Plaintiff transacted business with Defendant, Plaintiff regularly mailed and/or delivered numerous statements of account to Defendant at Defendant's primary residence and/or place of business. Attached hereto as exhibits, and incorporated herein by reference, are true copies of the Statements of Account mailed by the Plaintiff to the Defendant. Defendant never objected to the statements of account nor have they been returned or paid. There has been established an account stated between Plaintiff and Defendant in the amount of \$15,198.12.

3. Despite demand, Defendant(s) refuse(s) and continues to refuse payment thereon.

(See Continuation Sheet)

The Plaintiff claims:

☒ \$15,198.12 plus interest of \$.00 and attorney's fees of \$.00 plus court costs.☐ Return of the property and damages of \$ \_\_\_\_\_ for its detention in an action of replevin.☐ Return of the property, or its value, plus damages of \$ \_\_\_\_\_ for its detention in action of detinue.☐ Other:  
and demands judgment for relief.

Signature of Plaintiff/Attorney

Mitchell Rubenstein, MD#1245, D  
Telephone Number: (240) 386-0550, fax (240) 386-0576  
Our File No. R47989

## APPLICATION AND AFFIDAVIT IN SUPPORT OF JUDGMENT

There are attached the documents indicated which contain sufficient detail as to liability and damage to apprise the Defendant clearly of the claim against the Defendant, including the amount of any interest claimed.

☒ Properly authenticated copy of any note, security agreement upon which claim is based. Itemized statement of account ☒ Interest work sheet  
☐ Vouchers ☐ Check ☐ Other written document ☐ Verified itemized repair bill or estimateI HEREBY CERTIFY: That I am the ☐ Plaintiff ☒ \_\_\_\_\_ of the Plaintiff herein and am competent to testify to

(Title or Position)

the matters stated herein, which are made on my personal knowledge; that there is justly due and owing by the Defendant to the Plaintiff the sum set forth in the Complaint.

☒ THAT the above stated facts are true and the documents hereto are genuine.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the above Complaint are true and I am competent to testify to these matters. The Defendant is not now in the military service, as defined in the Servicemembers Relief Act of 2003 with amendments, nor has been in such service within thirty days hereof.

January 20, 2009

SEE ATTACHED

P16-B R47989

**IN THE DISTRICT COURT OF MARYLAND FOR BALTIMORE COUNTY**  
120 E. Chesapeake Avenue, Towson, MD 21286

FIA CARD SERVICES, N.A., f/k/a BANK OF AMERICA, N.A.

Plaintiff

v.

Case No.:

JASON OSTENDORF

Defendant(s)

**INTEREST WORKSHEET**

UNPAID PRINCIPAL BALANCE \$15,198.12

ACCRUED INTEREST AT 0 percent

per annum from TO January 20, 2009 \$0.00

to date of judgment and thereafter at 0 percent per annum until paid.

TOTAL \$15,198.12

COURT COSTS \$0.00

Less Credits - (\$0.00)

ATTORNEY FEES (IF APPLICABLE) \$0.00

R47989

R47989

## IN THE DISTRICT COURT OF MARYLAND FOR BALTIMORE COUNTY

FIA CARD SERVICES, N.A. FKA BANK OF AMERICA

Plaintiff

v.

Case No.:

JASON OSTENDORF

Defendant(s)

AFFIDAVIT IN SUPPORT OF JUDGMENT

I HEREBY CERTIFY that:

I am the Authorized Agent (Title) of the Plaintiff herein and am competent to testify to the matters stated herein, which are made on my personal knowledge and are true.

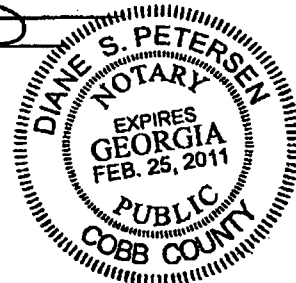
That there is justly due and owing by the Defendant(s) to the Plaintiff the sum set forth in the Complaint.

That the Plaintiff entered into a credit card agreement with Defendant(s) as fully set forth in accompanying documents and statements, which remain unpaid.

That the Defendant(s) is/are not now in the military service, as defined in the Servicemembers' Civil Relief Act with amendments, nor have been in such service within thirty days hereof.

I do solemnly declare and affirm under the penalties of perjury that the contents of the Complaint herein are true and I am competent to testify to these matters.

FIA CARD SERVICES, N.A. FKA BANK OF AMERICA

By: [Signature]Print Name: Christie McElrothTitle: Authorized AgentSUBSCRIBED AND SWORN to before me this 30 day of December, 2008.[Signature]  
Notary PublicMy commission expires: 2/25/11File No.: 4626  
Reference No.: 08333520

**FIA CARD SERVICES, N.A.**

JASON OSTENDORF

9210 APPLEFORD CIRCLE APT 423

OWINGS MILLS MD 21117

ACCOUNT NUMBER	BALANCE AS OF	PAYMENT DUE DATE	MINIMUM PAYMENT	PAYMENT ENCLOSED
4626	December 5, 2008	PAST DUE	\$15,198.12	\$ Make Checks Payable to Bank of America, N.A. (USA)

## MESSAGE FROM BANK OF AMERICA, N.A. (USA)

YOUR ACCOUNT WITH FIA CARD SERVICES, N.A. IS PAST DUE \$15,198.12. THE PAST DUE AMOUNT IS INCLUDED IN THE MINIMUM PAYMENT. THE PAST DUE AMOUNT INCLUDES THE ORIGINAL PRINCIPAL BALANCE OF \$15,198.12. PLEASE REMIT IMMEDIATELY. IF YOU HAVE ALREADY SENT A PAYMENT FOR THE ABOVE AMOUNT, THANK YOU.

**LAW OFFICE OF JASON OSTENDORF LLC**

TRIAL AND LITIGATION

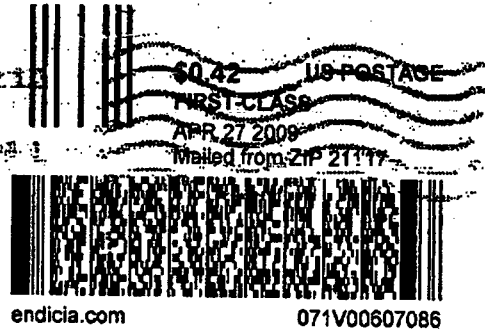
ONE CORPORATE CENTER  
SUITE 400  
10451 MILL RUN CIRCLE  
BALTIMORE, MARYLAND  
21117-5594

Michael P. Vach, Clerk  
District Court for Baltimore County  
120 East Chesapeake Avenue  
Towson, MD 21286-5335

21286+5335 C042

BALTIMORE MD 212

25 APR 2009 PM 4:1





## DISTRICT COURT OF MARYLAND AND BALTIMORE COUNTY

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For Plaintiff - Name, Address &amp; Telephone No.

Mitchell Rubenstein, MD#1245, D  
Rubenstein, Cogan & Revesman, P.C.  
12 South Summit Avenue, Suite 250  
Gaithersburg, Maryland 2087COMPLAINT ☐ \$00 or under ☐ over \$5,000 ☒ over \$10,000Clerk: Please docket this case in an action of ☐ contract ☐ tort ☐ replevin ☐ detinue.

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(See Continuation Sheet)

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☒ \$15,198.12 plus interest of \$00 and attorney's fees of \$00 plus court costs.

☐ Return of the property and damages of \$ \_\_\_\_\_ for its detention in an action of replevin.

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and demands judgment for relief.

Signature of Plaintiff/Attorney

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☐ Vouchers ☐ Check ☐ Other written document ☐ Verified itemized repair bill or estimate

I HEREBY CERTIFY: That I am the ☐ Plaintiff ☒ \_\_\_\_\_ of the Plaintiff herein and am competent to testify to  
 (Title or Position)

the matters stated herein, which are made on my personal knowledge; that there is justly due and owing by the Defendant to the Plaintiff the sum set forth in the Complaint.

☒ THAT the above stated facts are true and the documents hereto are genuine.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the above Complaint are true and I am competent to testify to these matters. The Defendant is not now in the military service, as defined in the Servicemembers Relief Act of 2003 with amendments, nor has been in such service within thirty days hereof.

January 20, 2009

SEE ATTACHED

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Plaintiff

v.

Case No.:

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ACCRUED INTEREST AT 0 percent

per annum from TO January 20, 2009

\$0.00

to date of judgment and thereafter at 0 percent per annum until paid.

**TOTAL****\$15,198.12**

COURT COSTS

\$0.00

Less Credits

- (\$0.00)

ATTORNEY FEES (IF APPLICABLE)

\$0.00

R47989

## IN THE DISTRICT COURT OF MARYLAND FOR BALTIMORE COUNTY

R47989

FIA CARD SERVICES, N.A. FKA BANK OF AMERICA

Plaintiff

v.

Case No.:

JASON OSTENDORF

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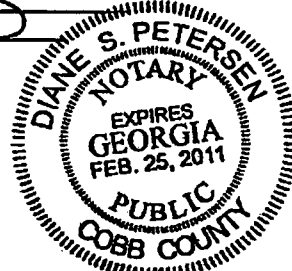
That there is justly due and owing by the Defendant(s) to the Plaintiff the sum set forth in the Complaint.

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That the Defendant(s) is/are not now in the military service, as defined in the Servicemembers' Civil Relief Act with amendments, nor have been in such service within thirty days hereof.

I do solemnly declare and affirm under the penalties of perjury that the contents of the Complaint herein are true and I am competent to testify to these matters.

FIA CARD SERVICES, N.A. FKA BANK OF AMERICA

By: [Signature]Print Name: Christie McElreathTitle: Authorized AgentSUBSCRIBED AND SWORN to before me this 30 day of December, 2008.[Signature]  
Notary PublicMy commission expires: 2/25/11File No.: 4626  
Reference No.: 08333520



**FIA CARD SERVICES, N.A.**

JASON OSTENDORF  
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